IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE ELEVENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14095 of 2004

Between:

Smt M. Nirmala W/o Late Namah Shivaya
(Under Suspension) at APCO Handloom House, Kotagummam,
Rajahmundry, East Godavari District

..... PETITIONER

AND

1 The Divisional Marketing Officer, APCO Bhavan, Lalacheruvu,
Rajahmundry, East Godavari District
2 The Managing Director, APCO Weavers Bhavan, H. No. 3-5-770
Narayanguda, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, preferably one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in not completing the enquiry initiated as against the petitioner as early as on 29-5-2003, while placing her under suspension, as arbitrary, illegal and contrary to law and consequently direct the respondents to reinstate the petitioner into duty by reviewing the order of suspension by proceedings of the 2nd respondent dated 29-5-2003 vide proceedings NO. 4/96/Admn.III-1/C.4, Rjy/Deficit/1991 forthwith

Counsel for the Petitioner: MRC.RAJA SEKHAR REDDY

Counsel for the Respondent Nos: Mr. N. RAJESHWAR RAO.

S.C for APCO

The Court at the admission stage made the following ORDER:

The petitioner is working as a Sales Woman in the respondent Handloom House. A Departmental enquiry was initiated against the petitioner and she was kept under suspension with effect from 29.05.2003. The enquiry is said to be in progress.

The learned counsel for the petitioner represents that she made a representation to the second respondent on 02.06.2004 for review of the suspension order. But, the respondents did not pass any order on the said representation, therefore, the petitioner approached this Court seeking a direction to the respondents for passing orders on the application of the petitioner for review of the suspension order dated 29.05.2003 .

In the light of the circumstances explained by the petitioner, the second respondent is directed to pass appropriate orders on the representation of the petitioner dated 02.06.2004 for review of the suspension order, within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of with the above direction at the admission stage. No costs.

11.08.2004

Note: Furnish CC by tomorrow

B/o

va

To

1 The Divisional Marketing Officer, APCO Bhavan, Lalacheruvu, Rajahmundry, East Godavari District
2 The Managing Director, APCO Weavers Bhavan, H. No. 3-5-770 Narayanguda, Hyderabad
3 Two CD Copies